

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

PARTIES' JOINT MEMORANDUM  
PURSUANT TO LOCAL RULE 116.5(A)

The United States of America, by Michael J. Sullivan, United States Attorney for the District of Massachusetts, and counsel for the defense, hereby file their joint memorandum pursuant to Local Rule 116.5(A):

1. Relief should not be granted from the otherwise applicable timing requirements imposed by L.R. 116.3. The government has provided automatic discovery.

2. The defendant has not sought discovery concerning expert witnesses under Fed. R. Crim. P. 16(a)(1)(E).

3. Both the government and the defense agree to confer with respect to discovery issues should either side receive additional information, documents, or reports of examinations or tests.

4. At the upcoming status conference, a motion schedule should be established under Fed. R. Crim. P. 12(c).

5. The defense and the government agree that all of the time from arraignment until the date of the filing of any

additional defendant's motions or the next status conference should be excluded under the Speedy Trial Act.

6. It is not clear whether a trial will be necessary.

7. A final status conference should not be scheduled.

Respectfully submitted,

MICHAEL J. SULLIVAN  
United States Attorney

by: -s-  
JAMES R. GOODHINES  
Special Asst. U.S. Attorney

-s-  
VINCENT BONGIORNI, Esq.  
Counsel for Defendant

Date: August 30, 2004